



**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

First named inventor : Jorma Virtanen  
App. No. : 09/976,718  
Filed : October 13, 2001  
Title : ASSAY DEVICE AND  
METHOD  
Examiner : Ardin H. Marschel

Group Art Unit: 1631

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

May 7, 2004

(Date)

Gregory A. Hermanson, Reg. No. 53,018

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

ATTN: Mail Stop DAC

The above-identified application became abandoned for failure to file a timely and proper response to the Final Office Action mailed on July 16, 2003, which set a (3-month / extendable to 6 months) period for response. The abandonment date of this application is January 17, 2004 (i.e., the day after the expiration of the date of the period set for response, plus any extensions of time obtained therefore).

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

1. The Petition fee -Other than small entity - is \$1,330.
2. The proposed response and/or fee to the above-noted Office Action in the form of an Amendment (in 13 pages) is enclosed herewith.

The fee has been calculated as shown below:

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Total Claims	54 - 50 = 4	1202 (\$18)	0 x 18 = 0	\$0
Independent Claims	5 - 4 = 1	1201 (\$86)	0 x 86 = 0	\$0
3 Month Extension		1253 (\$950)		\$950
Petition fee- Other than small entity		\$1,330		\$1,330
			<b>TOTAL FEE DUE</b>	<b>\$2280</b>

3. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. § 1.137(b) was unintentional.
4. A check in the amount of \$2280 is enclosed.
5. Return prepaid postcard.
6. Please charge any additional fees or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: May 7, 2004

By: Gregory A. Hermanson

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